| 1 | BEFORE THE | | | | | |
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| 2 | ILLINOIS COMMERCE COMMISSION | | | | | |
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| 4 | CENTRAL ILLINOIS PUBLIC SERVICE) COMPANY d/b/a AmerenCIPS) | | | | | |
| 5 |)DOCKET NO. -vs-)06-0792 | | | | | |
| 6 | MENARD ELECTRIC COOPERATIVE) | | | | | |
| 7 8 | Complaint pursuant to the Illinois) Supplier Act.) | | | | | |
| | Thursday, March 29, 2007 | | | | | |
| 9 | Springfield, Illinois. | | | | | |
| 10 | Met, pursuant to notice at 9:30 A.M. | | | | | |
| 12 | BEFORE: | | | | | |
| 13 | MR. JOHN ALBERS, Administrative Law Judge | | | | | |
| 14 | APPEARANCES: | | | | | |
| 15 | MR. ELIOTT M. HEDIN BROWN, HAY & STEPHENS, LLP 205 South Fifth Street | | | | | |
| 16 | Suite 700 Springfield, Illinois 62701 | | | | | |
| 17 | Ph. (217) 544-8491 | | | | | |
| 18 | (Appearing on behalf of Central Illinois Public Service Company d/b/a AmerenCIPS) | | | | | |
| 19 | rubite betvice company d/b/a Amerencies/ | | | | | |
| 20 | | | | | | |
| 21 22 | SULLIVAN REPORTING COMPANY, by Carla Boehl, Reporter Ln. #084-002710 | | | | | |
| 44 | ші. #ОО4-ОО2/IO | | | | | |

| 1 | APPEARANCES CONTINUED: |
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| 2 | MR. JERRY TICE GROSBOLL, BECKER, TICE & TIPPEY |
| 3 | 101 East Douglas Street Petersburg, Illinois 62675 |
| 4 | Ph. (217) 632-2282 |
| 5 | (Appearing on behalf of Menard Electric Cooperative) |
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| 2 | WITNESSES | DIRECT C | ROSS | REDIRECT | RECROSS |
| 3 | (None.) | | | | |
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| 10 | EXHIBITS | MARKED | | ADMITTED | |
| 11 | (None.) | <u> </u> | _ | 11011111110 | |
| 12 | (110110.) | | | | |
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1 PROCEEDINGS

- JUDGE ALBERS: By the authority vested in me by
- 3 the Illinois Commerce Commission, I now call Docket
- 4 Number 06-0792. This docket concerns the complaint
- 5 of Central Illinois Public Service Company against
- 6 Menard Electric Cooperative. I will also note that
- 7 Menard Electric Cooperative has also filed a
- 8 countercomplaint against Central Illinois Public
- 9 Service Company in this proceeding.
- 10 May I have the appearances for the
- 11 record, please?
- 12 MR. HEDIN: Eliott Hedin on behalf of Central
- 13 Illinois Public Service Company doing business as
- 14 AmerenCIPS, 205 South Fifth Street, Suite 700,
- 15 Springfield, Illinois 62701, and my telephone number
- 16 is (217) 544-8491.
- 17 MR. TICE: Jerry Tice, attorney at law, 101
- 18 East Douglas, Petersburg, Illinois 62675, on behalf
- of Menard Electric Cooperative. My phone number is
- 20 (217) 632-2282.
- 21 JUDGE ALBERS: Thank you. Let the record
- 22 reflect that there are no others wishing to enter an

- 1 appearance.
- When we last met the parties indicated
- 3 that they were in the process of drafting a
- 4 settlement document in this proceeding, and I have
- 5 just received a document entitled Joint Petition to
- 6 Resolve Illinois Commerce Commission Docket which the
- 7 parties have indicated does indeed resolve all
- 8 outstanding issues in this proceeding.
- 9 Is there anything that you, Mr. Hedin
- or Mr. Tice, would like to add for the record?
- 11 MR. TICE: Only one thing, Judge. The Joint
- 12 Petition asks the Commission to enter an order in
- 13 accordance with the prayer of the petition which
- 14 grants the rights of Menard Electric to serve this
- 15 subdivision in question known as Cantrall Creek
- 16 Estates Subdivision. The legal description of it and
- 17 a plat of it is attached to that Joint Petition.
- And once that order is entered, that
- 19 would conclude, as far as Menard Electric is
- 20 concerned and I believe so far as CIPS is concerned,
- 21 this docket.
- JUDGE ALBERS: Do you concur with that,

- 1 Mr. Hedin?
- 2 MR. HEDIN: I concur.
- JUDGE ALBERS: Just so I am clear, there is no
- 4 service area agreement at issue for this particular
- 5 geographic area?
- 6 MR. TICE: That is correct. The parties, that
- 7 is Menard and CIPS, do not have a service area
- 8 agreement approved by the Commission or outside of
- 9 the Commission that affects the property that is
- 10 encompassed by this subdivision.
- 11 Neither will any customers of electric
- 12 service be altered by reason of the agreement
- 13 resolving this case by Menard and CIPS since there
- 14 are no people living in the subdivision at this point
- 15 in time.
- 16 JUDGE ALBERS: Okay. And it is not your
- 17 intention that this document create a service area
- 18 agreement?
- 19 MR. TICE: That's correct.
- 20 MR. HEDIN: That's correct.
- 21 MR. TICE: This agreement was reached in
- 22 accordance with each, of Menard's understanding as

| 1 | well as CIPS's understanding, of their rights to |
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| 2 | provide electric service to this subdivision as |
| 3 | provided by the Electric Supplier Act. |
| 4 | JUDGE ALBERS: All right. Very good. If there |
| 5 | is nothing further? |
| 6 | MR. HEDIN: Nothing further on behalf of |
| 7 | AmerenCIPS. |
| 8 | JUDGE ALBERS: Nothing further for Menard? |
| 9 | MR. TICE: Nothing further for Menard. |
| 10 | JUDGE ALBERS: All right. I will thank you |
| 11 | both for your efforts and I will mark the record |
| 12 | heard and taken. |
| 13 | HEARD AND TAKEN |
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